

Application No. 10/714,194  
Reply to Office notice dated August 24, 2005

RD 26,349-3

**REMARKS**

Applicant respectfully requests entry of this Amendment and consideration of the pending claims. This Amendment cancels claims 1-24. Accordingly, claims 25-50 are currently pending in the application.

Applicant attempted to insert a new, replacement paragraph into the specification cross-referencing related applications. It is noted that a replacement new paragraph should not be underlined, as the paragraph is not itself being amended. To comply with the non-compliant amendment notice, the specification is amended to delete the language being removed by strikethrough, and underline the language being added.

Claims 25-50 were rejected under 35 USC § 112 as being indefinite, or being dependent on an indefinite claim. Claims 25, 29 and 46 have been amended to remove language from the preamble, to clarify what is meant by determining a location, and to incorporate the terminology suggested in the Office action. Claims 31, 32, 35, 37 and 48-50 are amended to clarify and distinctly claim the invention. Applicant submits that the pending claims are in form for allowance.

Claims 25-39, 46, and 48-50 were rejected under 35 USC § 102 as being anticipated by Burgess '084. Independent claims 25, 29 and 46 are amended to include that the "transferring of said content is in a substantial plug flow." Burgess does not disclose, teach or fairly suggest such an element. Applicant respectfully submits that independent claims 25, 29 and 46 are allowable over Burgess. The remaining claims depend from an allowable independent claim, and are thus also allowable.

Claims 40-45 were rejected under 35 USC § 103 as being unpatentable over Burgess in combination with a variety of references. None of the references cure the defect of Burgess described above. That is, alone or in combination, none of the references disclose, teach or suggest "transferring of said content is in a substantial plug flow." Without disclosure of all of the elements, a *prima facie* case of obviousness has not been made. Applicant respectfully submits that claims 40-45 are allowable over the

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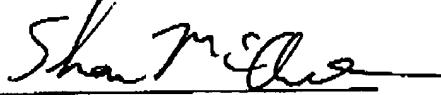
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cited references.

A notice of allowance is respectfully requested for claims 25-50.

An Application Data Sheet is provided herewith. Should the Examiner believe that anything further is needed to place the application in condition for allowance, the Examiner is invited to contact the Applicant's undersigned representative at the telephone number below. Any additional fees for the accompanying response are hereby petitioned for, and the Director is authorized to charge such fees as may be required to Deposit Account 07-0868.

Respectfully submitted,

  
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